

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

**JOSHUA WILSON, *et al***

**Plaintiffs,**

**v.**

**LLOYD AUSTIN, III, *et al.*,**

**Defendants.**

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**Case No. 4:22-cv-438-ALM**

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**JOINT MOTION ON BRIEFING SCHEDULE**

The Parties jointly, by and through their counsel, respectfully move the Court to set a briefing schedule for Defendant's Motion to Dismiss Plaintiffs' First Amended Complaint and Plaintiffs' Response as follows:

- Defendants will file their Motion to Dismiss Plaintiff's First Amended Complaint by April 21, 2023;
- Plaintiffs will file their Response in Opposition by May 12, 2023;
- In the event a Reply and Sur-Reply are necessary, they will follow as per the local rules.

Local Rule CV-7(h) Certification. Counsel for the parties have conferred and jointly agree to file this motion. For the reasons noted in the Court's Order (ECF 35), the Parties hope to narrow the scope of the remaining contested (and contestable) issues by the above requested briefing schedule.

Dated: March 31, 2023

Respectfully submitted

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**CERTIFICATE OF SERVICE**

This is to certify that on this 31st day of March, 2023, the Motion was e-filed using the CM/ECF system.

/s/ Zachary A. Avallone  
Zachary A. Avallone